

Fred Norton (SBN 224725)  
Bree Hann (SBN 215695)  
Matthew W. Turetzky (SBN 280997)  
**THE NORTON LAW FIRM PC**  
299 Third Street, Suite 106  
Oakland, California 94607  
Tel: (510) 906-4900  
Fax: (510) 906-4910  
[fnorton@nortonlaw.com](mailto:fnorton@nortonlaw.com)  
[bhann@nortonlaw.com](mailto:bhann@nortonlaw.com)  
[mturetzky@nortonlaw.com](mailto:mturetzky@nortonlaw.com)

*Attorneys for Plaintiff  
TESLA, INC.*

MARK R. CONRAD (CA Bar No. 255667)  
GABRIELA KIPNIS (CA Bar No. 284965)  
**CONRAD & METLITZKY LLP**  
Four Embarcadero Center, Suite 1400  
San Francisco, CA 94111  
Tel: (415) 343-7100  
Fax: (415) 343-7101  
Email: [mconrad@conradmetlitzky.com](mailto:mconrad@conradmetlitzky.com)  
Email: [gkipnis@conradmetlitzky.com](mailto:gkipnis@conradmetlitzky.com)

*Attorneys for Defendant*  
**GUANGZHI CAO**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TESLA, INC., a Delaware corporation,

Plaintiff,

V.

GUANGZHI CAO, an individual,  
Defendant.

CASE NO. 19-cv-01463-VC

## JOINT CASE MANAGEMENT STATEMENT

Date: December 11, 2019  
Time: 10:00 a.m.  
Place: 17th Floor, Courtroom 4  
Judge: Hon. Vince Chhabria

1       The parties to the above-entitled action jointly submit this Joint Case Management Conference  
2 Statement pursuant to the *Standing Order for All Judges of the Northern District of California* and Civil  
3 *Local Rule 16-9*.

4       This Case Management Conference Statement is intended to supplement the information  
5 contained in the parties' first Case Management Conference Statement submitted on July 10, 2019, *see*  
6 Dkt. No. 30, and therefore it includes information pertaining only to those items that have changed since  
7 the first Case Management Conference Statement was filed.

8       **1. Amendment of Pleadings**

9       The deadline for amending the pleadings was September 3, 2019.

10      **2. Disclosures**

11      The parties exchanged initial disclosures on August 16, 2019. On September 12, 2019,  
12 Tesla amended its disclosures. Tesla amended its disclosures again on November 18, 2019.

13      **3. Discovery**

14       **a. Written Discovery**

15           **i. Tesla's Requests to Cao**

16      As described in the parties' first Case Management Conference Statement, Mr. Cao  
17 initially provided Tesla with early discovery pursuant to stipulation, including access to his  
18 electronic devices and his Gmail account. He also consented for Tesla to obtain discovery from  
19 non-parties XMotors.ai and Apple, Inc.

20      On September 12, 2019, Tesla propounded its first formal set of requests for admission  
21 and interrogatories. Cao served timely responses to those requests. On October 22, 2019, Tesla  
22 propounded its second set of interrogatories and first set of requests for production of documents.  
23 Cao served timely responses to those requests too and produced all documents responsive to  
24 those requests. Cao has now produced all devices and essentially all non-privileged documents  
25 responsive to Tesla's requests, as narrowed by meet and confer discussions. Cao does not  
26 anticipate supplementing his interrogatory responses.

27           **ii. Cao's Requests to Tesla**

1       On August 6, 2019, Cao propounded his first set of requests for production of documents  
 2 and interrogatories. In September 2019, Tesla responded to those requests and made its first  
 3 document production. Between October and December, Tesla made three additional document  
 4 productions and supplemented its interrogatory responses twice. Tesla anticipates making an  
 5 additional production of documents before the Case Management Conference.

6       **b. Depositions**

7       On October 29, 2019, Cao took the deposition of Tesla employee Melissa Hoang. The  
 8 parties have agreed that the deposition of Guangzhi Cao is to take place on January 7, 2020.

9       **c. Third Party Discovery**

10       As described in the parties' first Case Management Conference Statement, non-party  
 11 XMotors.ai initially volunteered to produce to Tesla a digital image of Mr. Cao's work laptop.  
 12 On November 6, 2019, Tesla served a subpoena for documents on XMotors.ai. Objections were  
 13 initially due on November 20, 2019 and documents were initially due on November 27, 2019.  
 14 XMotors.ai requested and Tesla agreed to extend the objection deadline to December 4, 2019  
 15 and the deadline to produce responsive documents to December 11, 2019.

16       XMotors.ai and Tesla are meeting and conferring about Tesla's requests. Tesla will  
 17 further advise the Court regarding the status of XMotors.ai's response to Tesla's subpoena at the  
 18 Case Management Conference.

19       **4. Settlement and ADR**

20       The parties conducted a private mediation at JAMS in San Francisco on November 20,  
 21 2019. The parties' settlement negotiations are ongoing.

22       **5. Scheduling**

23       Pursuant to the Court's July 11, 2019 Case Management Order, the schedule for this case  
 24 is as follows:

Fact discovery deadline	Feb. 28, 2020
Designation of experts	Mar. 27, 2020
Rebuttal reports	Apr. 10, 2020
Close of expert discovery	May 1, 2020
Last day to hear dispositive motions	July 16, 2020

1 Final Pretrial Conference	Aug. 24, 2020 at 1:30PM
2 Trial	Sept. 14, 2020 at 8:30AM

3  
4 Date: December 4, 2019

CONRAD & METLITZKY LLP

5  
6 \_\_\_\_\_/s/ *Gabriela Kipnis*  
7 MARK CONRAD  
8 GABRIELA KIPNIS  
Attorneys for Guangzhi Cao

9 Date: December 4, 2019

10 THE NORTON LAW FIRM PC

11 \_\_\_\_\_/s/ *Matthew W. Turetzky*  
12 FRED NORTON  
13 BREE HANN  
MATTHEW W. TURETZKY  
14 Attorneys for Tesla Inc.

## **DECLARATION OF CONSENT**

The undersigned attests, pursuant to Civil L.R. 5-1(i)(3), that concurrence in the filing of the document has been obtained from the other signatories to this document.

Dated: December 4, 2019

/s/ Matthew W. Turetzky

Matthew W. Turetzky